IN THE HIGH COURT OF JUDICATURE AT BOMBAY

CIVIL APPELLATE JURISDICTION

**WRIT PETITION NO. 8160 OF 2003**

Vishwas Raghunath Swarge & Anr. ... Petitioners.

Versus

Krishna Punjaji Ahire & Ors..... Respondents.

Mr. A.V.Anturkar for the Petitionrs.

None for the Respondents.

**CORAM : S. A. BOBDE, J.**

**DATED : JANUARY 18, 2005.**

**P.C.:**

The only grievance made by the petitioners is regarding an order of the Divisional Commissioner, Nasik by which the Commissioner has held that the respondents' revision application is being allowed partly for the year 1998-1999. According to Mr. Anturkar, learned Counsel for the petitioners, the issue was not about year 1998-99 at all but was regarding the year 1997-1998.

2. However, having regard to the fact that the civil suit is pending and the settled position of law being that mutation entries are meant only for fiscal

purposes and are not conclusive of any right, title or interest, I see no reason to interfere with the impugned order. It is made clear that the civil court shall decide the issues before it independently and in accordance with law. Petition is dismissed with the above observation.

Sd/-

**S. A. BOBDE, J.**